

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

**STEPHEN McCOLLUM, STEPHANIE  
KINGREY, and SANDRA McCOLLUM,**  
individually and as heirs at law to the Estate  
of Larry Gene McCollum,

Plaintiffs,

v.

Civil Action No. **3:12-CV-2037-L**

**BRAD LIVINGSTON; JEFF PRINGLE;  
TEXAS DEPARTMENT OF CRIMINAL  
JUSTICE; RICHARD CLARK; KAREN  
TATE; SANDREA SANDERS; ROBERT  
EASON; and UNIVERSITY OF TEXAS  
MEDICAL BRANCH,**

Defendants.

**ORDER**

Before the court is Defendant Brad Livingston's Motion to Dismiss on the Basis of Qualified Immunity [Doc. 85], filed September 6, 2013. Defendant Brad Livingston filed an Amended Motion to Dismiss on the Basis of Qualified Immunity [Doc. 97] on October 25, 2013. In light of the filing of the Amended Motion to Dismiss on the Basis of Qualified Immunity, the court **denies as moot** Defendant Brad Livingston's Motion to Dismiss on the Basis of Qualified Immunity [Doc. 85].

**It is so ordered** this 8th day of November, 2013.

  
Sam A. Lindsay  
United States District Judge